

Entered - 05/19/00 - sb  
CL00L0307 - DIANNE C. MITCHELL

00- R -1589

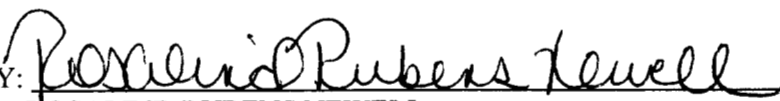
CLAIM OF: PRUDENTIAL PROPERTY AND CASUALTY  
INSURANCE COMPANY AS SUBROGEE OF RICHARD  
A. SKRZYPOWSKI  
P. O. Box 957  
Horsham, PA 19044-0984

For damages alleged to have been sustained as a result of a vehicular  
accident on January 25, 2000 at Peachtree Street and Trinity Avenue.

BY PUBLIC SAFETY AND  
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of  
the Department of Law be approved in authorizing payment to  
PRUDENTIAL PROPERTY AND CASUALTY INSURANCE  
COMPANY AS SUBROGEE OF RICHARD A. SKRZYPOWSKI the sum  
of \$1,000.00 in full settlement and satisfaction of all claims, past, present  
and future, of every kind and character for damages alleged to have been  
sustained as a result of a vehicular accident on January 25, 2000 at  
Peachtree Street and Trinity Avenue as is more particularly set forth in the  
within claim; said sum taken from and charged to account  
1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD  
CITY ATTORNEY

BY:   
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

**DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY**

Claim No. 00L0307

Date: September 26, 2000

Claimant /Victim PRUDENTIAL PROPERTY AND CASUALTY INSURANCE  
COMPANY AS SUBROGEE OF RICHARD A. SKRZYPOWSKI

Address: P. O. Box 957, Horsham, PA 19044-0984

Subrogation: X Claim for Property damage \$ 8,536.80 Bodily Injury \$ \_\_\_\_\_

Date of Notice: 05/12/00 Method: Written, proper X Improper \_\_\_\_\_

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 01/25/00 Place: Peachtree Street and Trinity Avenue

Department Police Division: \_\_\_\_\_

Employee involved Bruce Wilson Disciplinary Action: Written Reprimand

**NATURE OF CLAIM:** The driver of the City vehicle failed to exercise due care while pursuing a fleeing motorist, proceeded through a red light and collided with the claimant's vehicle causing damages in the above amount.

**INVESTIGATION:**

Statements: City employee \_\_\_\_\_ Claimant \_\_\_\_\_ Others \_\_\_\_\_ Written \_\_\_\_\_ Oral \_\_\_\_\_

Pictures \_\_\_\_\_ Diagrams \_\_\_\_\_ Reports: Police X Dept Report \_\_\_\_\_ Other \_\_\_\_\_

Traffic citations issued: City Driver X Claimant Driver \_\_\_\_\_

Citation disposition: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_

**BASIS OF RECOMMENDATION:**

Function: Governmental X Ministerial \_\_\_\_\_

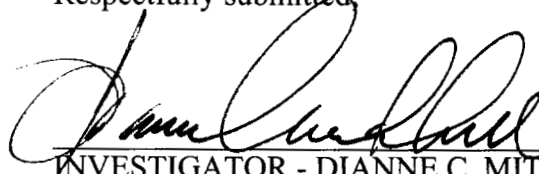
Improper Notice \_\_\_\_\_ More than Six Months \_\_\_\_\_ Other \_\_\_\_\_ Damages reasonable \_\_\_\_\_

City not involved \_\_\_\_\_ Offer rejected \_\_\_\_\_ Compromise settlement X

Repair/replacement by Ins. Co. \_\_\_\_\_ Repair/replacement by City Forces \_\_\_\_\_

Claimant Negligent \_\_\_\_\_ City Negligent X Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_

Respectfully submitted,

  
INVESTIGATOR - DIANNE C. MITCHELL

**RECOMMENDATION:**

Pay \$ 1,000.00 Adverse \_\_\_\_\_ Account charged: 1A01 X 2J01 \_\_\_\_\_ 2H01 \_\_\_\_\_

Claims Manager:  Concur/date 09-26-00

Committee Action: \_\_\_\_\_ Council Action \_\_\_\_\_



**Prudential**

Prudential Property and Casualty  
Insurance Company

P.O. BOX 984 957  
HORSHAM, PA 19044-0984  
800-437-3535

*Jordan*  
05/17/00  
*Dr*

May 8, 2000

*fax 215-674-5523*

City of Atlanta/Municipal Clerk  
55 Trinity Ave  
Atlanta, GA 30335-0332  
ENTERED - 5-19-00 - SB  
00LO307 - DOBBS JORDAN

Claim Number: 22U01703B - 92066  
Date of Loss: January 25, 2000  
Insured: Richard A Skrzypowski  
Claimant: City of Atlanta  
Policy Number: 384A836310

Your Insured: City of Atlanta  
Your Claim Number: SKRZYPOWSKI  
Location of Loss: Ga  
Amount of Loss: \$8,536.80

05-12-00 P00:36 1A

Dear Diane Mitchell:

Our investigation indicates that City of Atlanta, who you insure, is responsible for the damages sustained by Richard A Skrzypowski in the accident described above. This accident occurred as a result of your insured's negligence.

This is to notify you of our subrogation interests by virtue of payment under the terms of our policy. Enclosed are supporting papers to document the amount of damages. Please send us your check for \$8,536.80, which includes the deductible amount, payable to Prudential Property and Casualty Insurance Company as Subrogee of Richard A Skrzypowski. Remember to include our claim number 22U01703B, on the check. Since we occasionally waive our insured's deductible, please send all money owed directly to Prudential.

If you have any questions, you're welcome to call me at (800) 247-8276, ext. 5217, between 7:30 a.m. and 3:30 p.m. Eastern time, Monday through Friday. I can also be contacted by Fax or my Internet e-mail address. Both are provided below for your convenience.

Sincerely,  
*Jennifer L. Costello*  
J.L. Costello  
Claims Representative  
Fax: (215) 674-5523  
e-mail: jennifer.costello@prudential.com

Enclosure

*1800 247 8276  
(215) 956-5817*

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 00L0307

\$ 1,000.00

IN CONSIDERATION of the sum of ONE THOUSAND AND NO/100  
           DOLLARS, to be paid to me by the CITY OF ATLANTA, the future receipt of which is hereby  
acknowledged, I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever  
discharge said City, its officers and employees, including but not limited to Bruce Wilson, from any and all claims,  
demands, actions, causes of action, suits, damages, loss and expenses, of whatsoever kind or nature for or on account  
of anything that has heretofore occurred, and particularly for or on account of a vehicular accident

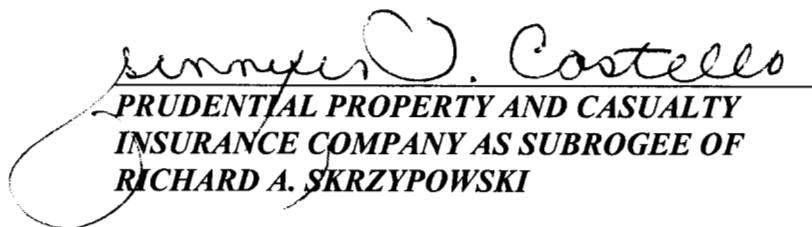
which occurred on or about the 25th day of January, 2000,

at or near Peachtree Street and Trinity Avenue.

It is further understood and agreed that the payment of the above named sum is not to be considered as an  
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the  
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,  
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,  
agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

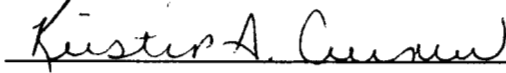

And I now state that the only consideration for my signing this release and indemnification is the payment  
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by  
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this  
instrument.

WITNESS my hand and seal this 21<sup>st</sup> day of SEPTEMBER, 2000.

 (LS)  
**PRUDENTIAL PROPERTY AND CASUALTY  
INSURANCE COMPANY AS SUBROGEE OF  
RICHARD A. SKRZYPOWSKI**

The above release was read and explained to, and signed by the said \_\_\_\_\_

JENNIFER L. COSTELLO in our presence on the date above written.

  
  
Witnesses